THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

W.P.No.24656 of 2005

Date:18.11.2005

M.Dastagiri.

--------PETITIONER

The APSRTC, Rep. by its Regional Manager, Kurnool Region, Kurnoo. and another.

---------RESPONDENTS

ORDER:

The petitioner was selected as a Driver by a properly constituted Selection Committee. He was also imparted training and was included in the approved list of selected candidates. On the basis of the same, he was entitled to be provided work, depending on the necessity. The petitioner states that he has, in fact, worked for some days. On the ground that the petitioner did not report to duty, at a time, when there was general strike by the employees, the respondents have deleted the name of the petitioner from the approved list. The same is challenged in this writ petition.

Heard the learned counsel for the petitioner and the learned Standing Counsel for the Corporation.

Identical cases came to be dealt with by a Division Bench of this Court as well as in several Writ Petitions before the learned Single Judges. It was held that deletion of the name of an approved selected candidate, on the ground that he remained absent for a particular period, cannot be sustained in law. The Writ Petitions were allowed and the names of the respective petitioners therein were directed to be restored to the approved list

Following the same, the Writ Petition is allowed, and it is directed that the respondents shall restore the name of the petitioner to the list of approved candidates and treat him on par with the other candidates in the list. There shall be no order as to costs.

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18.11.2005

Jsu